

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

ARTHUR JAMES GRIFFIN JR., )

8:13CV88

Plaintiff, )

v. )

**MEMORANDUM  
AND ORDER ON MOTIONS TO  
AMEND**

TODD SCHMADERER, Omaha )  
Police Chief, MIKE MYERS, )  
Director, and DOUGLAS COUNTY )  
DEPARTMENT CORRECTIONS, )

Defendants. )

This matter is before me on the plaintiff's Motions to Amend. (Filing No. [61](#) and [62](#).) For the reasons discussed below, the plaintiff's motions are denied.

On May 28, 2013, I dismissed this civil case and entered judgment against the plaintiff, Arthur James Griffin Jr. ("Griffin"), for failing to comply with my orders. (Filing Nos. [41](#) and [42](#).) Thereafter, Griffin filed, and I denied, five Motions to Modify. (See Filing No. [47](#).) Griffin continues to file motions, most of which contain rambling narrations of fact, conclusory legal assertions, and long lists of citations. (Filing Nos. [48](#), [49](#), [52](#), [54](#), [55](#), [56](#), [58](#), and [59](#).) In addition, Griffin continues to file notices and requests with newspaper clippings and copies of disciplinary misconduct reports from his institution. (See, e.g., Filing Nos. [51](#) and [53](#).)

When very liberally construed, Griffin may be seeking relief from my judgment pursuant to [Fed. R. Civ. Pro. 60\(b\)\(6\)](#). (See Filing Nos. [61](#) and [62](#).) [Rule 60\(b\)\(6\)](#) "grants federal courts broad authority to relieve a party from a final judgment 'upon such terms as are just,' provided that the motion is made within a reasonable time and is not premised on one of the grounds for relief enumerated in clauses (b)(1) through (b)(5)." [Liljeberg v. Health Serv. Acquisition Corp.](#), 486 U.S. 847, 863 (1988).

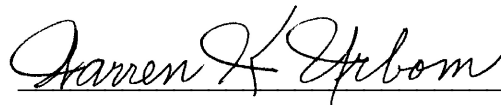
However, “[r]elief is available under Rule 60(b)(6) only where exceptional circumstances have denied the moving party a full and fair opportunity to litigate his claim and have prevented the moving party from receiving adequate redress.” [\*Harley v. Zoesch\*, 413 F.3d 866, 871 \(8th Cir. 2005\)](#).

Griffin’s motions have been carefully reviewed and I find that he is not entitled to relief under Rule 60(b). Moreover, I previously warned Griffin that if he continued to file meritless motions, he could be subject to sanctions, including, but not limited to, being enjoined from filing any further pleadings, motions, or other items related to this matter without prior authorization from this court. (Filing No. [63](#).) Because Griffin filed his current motions before receiving my warning, I will not sanction Griffin at this time.

IT IS THEREFORE ORDERED that: Griffin’s Motions to Amend (filing nos. [61](#) and [62](#)), liberally construed as Motions for Relief Under Rule 60(b), are denied.

Dated July 11, 2013.

BY THE COURT

A handwritten signature in black ink, reading "Warren K. Urbom", is written over a horizontal line.

Warren K. Urbom  
United States Senior District Judge

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